

1-1 By: Deuell, Van de Putte S.B. No. 906
1-2 (In the Senate - Filed February 27, 2013; March 5, 2013,
1-3 read first time and referred to Committee on Education;
1-4 April 11, 2013, reported favorably by the following vote: Yeas 7,
1-5 Nays 0; April 11, 2013, sent to printer.)

1-6 COMMITTEE VOTE

1-7		Yea	Nay	Absent	PNV
1-8	Patrick	X			
1-9	Lucio	X			
1-10	Campbell	X			
1-11	Duncan			X	
1-12	Paxton	X			
1-13	Seliger			X	
1-14	Taylor	X			
1-15	Van de Putte	X			
1-16	West	X			

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to developmentally appropriate assessment of special
1-20 education students.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subsection (b), Section 39.023, Education Code,
1-23 is amended to read as follows:

1-24 (b) The agency shall develop or adopt appropriate
1-25 criterion-referenced alternative assessment instruments to be
1-26 administered to each student in a special education program under
1-27 Subchapter A, Chapter 29, for whom an assessment instrument adopted
1-28 under Subsection (a), even with allowable accommodations, would not
1-29 provide an appropriate measure of student achievement, as
1-30 determined by the student's admission, review, and dismissal
1-31 committee. The agency may not adopt a performance standard that
1-32 indicates that a student's performance on the alternate assessment
1-33 does not meet standards if the lowest level of the assessment
1-34 accurately represents the student's developmental level as
1-35 determined by the student's admission, review, and dismissal
1-36 committee.

1-37 SECTION 2. This Act applies beginning with the 2013-2014
1-38 school year.

1-39 SECTION 3. As soon as practicable after the effective date
1-40 of this Act, but not later than October 1, 2013, the Texas Education
1-41 Agency shall adopt and implement rules consistent with Subsection
1-42 (b), Section 39.023, Education Code, as amended by this Act.

1-43 SECTION 4. This Act takes effect immediately if it receives
1-44 a vote of two-thirds of all the members elected to each house, as
1-45 provided by Section 39, Article III, Texas Constitution. If this
1-46 Act does not receive the vote necessary for immediate effect, this
1-47 Act takes effect September 1, 2013.

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